

ALAN R. BRAYTON, ESQ., S.B. #73685
DAVID R. DONADIO, ESQ., S.B. #154436
RICHARD M. GRANT, ESQ., SB #55677
BRAYTON❖PURCELL LLP
ATTORNEYS AT LAW
222 Rush Landing Road
P.O. Box 6169
Novato, California 94948-6169
(415) 898-1555
(415) 898-1247 Fax

Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

ROBERT GARRITANO,

Plaintiff,

vs.

ASBESTOS DEFENDANTS (B*P) As
Reflected on Exhibits B, B-1,C, H, I; and
DOES 1-8500,

Defendants

No. C-07-4155 CW (Oakland)

STIPULATION AND ORDER
REMANDING CASE TO SUPERIOR
COURT OF CALIFORNIA, COUNTY OF
SAN FRANCISCO

IT IS HEREBY STIPULATED by and between plaintiff ROBERT GARRITANO
and defendant VIAD CORP, and THE DIAL CORPORATION, individually and as alleged
successors-in-interest to Griscom-Russell Company (hereinafter "VIAD"), by and through their
respective counsel, as follows:

1. This asbestos personal injury action was originally filed in Superior Court of
California, County of San Francisco (the "State Court"), Case Nos. CGC-06-452792 (the "State
Action"), in which the plaintiff alleged various claims against defendant VIAD, amongst others.

2. Defendant VIAD filed its Notice of Removal of the State Action on August 13, 2007
pursuant to 28 U.S.C. Section 1442(a)(1).

1 3. After mutual review, discussion and analysis of this action, the parties agree that
2 remand to the State Court is appropriate at this time.

3 4. This Court may immediately remand this matter to the California Superior Court,
4 County of San Francisco.

5
6 Dated: _____

CHARTER DAVIS, LLP

7
8 By: _____

9 Whitney A. Davis
10 Attorneys for Defendant
11 VIAD Corp, and THE DIAL CORPORATION,
individually and as alleged successor-in-interest
to Griscom-Russell Company

12 Dated: _____

BRAYTON♦PURCELL LLP

13
14 By: _____

15 Richard M. Grant
16 Attorneys for Plaintiff

17 **ORDER**

18 Pursuant to the stipulation of the parties, and good cause appearing,

19 IT IS HEREBY ORDERED:

20 This case is REMANDED to the Superior Court of California, County of San
21 Francisco, Case. No. CGC 06-452792. The Clerk shall send a certified copy of this Order to the
22 Clerk of the Court for the Superior Court of California, County of San Francisco and that Court
23 may thereupon proceed with the case.
24

25 9/5/07
26 Dated: _____

27 
28 CLAUDIA WILKEN
United States District Judge